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In re Application of
Bernd Peschke et al
Serial No.: 09/356,313
Filed: July 16, 1999
Attorney Docket No.: 5573.210

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: WITHDRAWAL OF ABANDONMENT
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This is in response to applicants' informal petition under 37 CFR 1.181, filed September 28, 2000, requesting withdrawal of the holding of abandonment based on the filing of a timely response to the Office action mailed January 19, 2000.

A review of the file history shows that the examiner mailed an Office action to applicants on January 19, 2000, setting a one month shortened statutory time period for reply. On August 28, 2000, the examiner mailed a Notice of Abandonment to applicants indicating no response to the Office action had been received..

Applicants state that a reply to the Office action, was filed by facsimile transmission on February 4, 2000, as evidenced by their Office copy of the transmission report showing a completed transmission on February 4, 2000. Applicant provides a copy of the submitted reply with the petition. (The original reply has not been located.) In view of this applicant is considered to have submitted a timely reply.

Applicant's petition is **GRANTED**. The application is restored to pending status with the mailing of this decision and will be forwarded to the examiner for further consideration.

Should there be any questions with regard to this letter please contact William R. Dixon, Jr. by letter addressed to the Director, Technology Center 1600, Washington, DC 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


Jasemine C. Chambers
Director, Technology Center 1600